

Appl. No. 09/846,434
Amtd. Dated January 12, 2006
Reply to Office Action of October 27, 2005

Docket No. MESH006

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REMARKS/ARGUMENTS

Submitted herewith are new Powers of Attorney and a Change in Correspondence Address in this application. It is respectfully requested that the Docket Number in this application be changed to read – MESH006.

Claim 51-78 remain pending in this application.

In response to the office action, the status identifier for claim 52 was changed to "Original". Claims 63 and 72 were amended. Claim 61 was also amended to correct a typographical error in Step (a) of two "a" in a row. Claims 51, 53-60, and 62,64-71, and 73-78 remain unchanged.

Allowable Subject Matter

Applicants acknowledge the allowability of claims 77-78; and also the allowability of claims 63-64 and 72 once rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicants have rewritten claims 63 and 72 accordingly. Claim 64 is dependent upon Claim 63 and thus amendment is not needed. Applicants thank the examiner for the allowance of these claims.

Double Patenting Rejection of Claims 51,53-57,59-61,65-71,73-75, and 77:

Applicant respectfully notes that Claim 77 was indicated as allowable by the Examiner in item 9 of the office action; and then also rejected for double patenting in the office action in item 3 of the office action. Applicant has responded according to the rejection nevertheless.

In response to the Examiner's rejection under the judicially created doctrine of obviousness-type double patenting of Claims 51,53-57,59-61,65-71,73-75, and 77 as being unpatentable over claims 8-13, 33, and 41-47 of United States Patent Number 6,807,165 B2, a terminal disclaimer, in compliance with 37 CFR § 1.321(c), is filed of even date herewith to overcome the double patenting rejection. Since the above mentioned application and United States Patent Number 6,807,165 B2 are commonly owned by the same assignee of the application, it is believed that the terminal disclaimer overcomes the double patenting rejection.

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Double Patenting Rejection of Claim 52:

In response to the Examiner's rejection under the judicially created doctrine of obviousness-type double patenting of Claim 52 as being unpatentable over claim 8 of United States Patent Number 6,807,165 B2 in view of Narvinger et al (United States Patent number 6,868,075 B1), a terminal disclaimer, in compliance with 37 CFR § 1.321(c), is filed of even date herewith to overcome the double patenting rejection. Since the above mentioned application and United States Patent Number 6,807,165 B2 are commonly owned by the same assignee of the application, it is believed that the terminal disclaimer overcomes the double patenting rejection.

Double Patenting Rejection of Claim 58:

In response to the Examiner's rejection under the judicially created doctrine of obviousness-type double patenting of Claim 58 as being unpatentable over claim 8 of United States Patent Number 6,807,165 B2 in view of Bolgiano et al (United States publication number 2005/0185627), a terminal disclaimer, in compliance with 37 CFR § 1.321(c), is filed of even date herewith to overcome the double patenting rejection. Since the above mentioned application and United States Patent Number 6,807,165 B2 are commonly owned by the same assignee of the application, it is believed that the terminal disclaimer overcomes the double patenting rejection.

Double Patenting Rejection of Claim 62:

In response to the Examiner's rejection under the judicially created doctrine of obviousness-type double patenting of Claim 62 as being unpatentable over claim 33 of United States Patent Number 6,807,165 B2 in view of Narvinger et al (United States Patent number 6,868,075 B1), a terminal disclaimer, in compliance with 37 CFR § 1.321(c), is filed of even date herewith to overcome the double patenting rejection. Since the above mentioned application and United States Patent Number 6,807,165 B2 are commonly owned by the same assignee of the application, it is believed that the terminal disclaimer overcomes the double patenting rejection.

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Double Patenting Rejection of Claim 76:

In response to the Examiner's rejection under the judicially created doctrine of obviousness-type double patenting of Claim 76 as being unpatentable over claims 8-10 of United States Patent Number 6,807,165 B2 in view of Bolgiano et al (United States publication number 2005/0185627), a terminal disclaimer, in compliance with 37 CFR § 1.321(c), is filed of even date herewith to overcome the double patenting rejection. Since the above mentioned application and United States Patent Number 6,807,165 B2 are commonly owned by the same assignee of the application, it is believed that the terminal disclaimer overcomes the double patenting rejection.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

The Applicants believe that the subject application, as amended, is in condition for allowance. Such action is earnestly solicited by the Applicants.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

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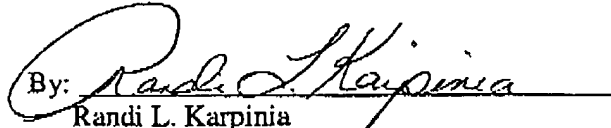
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The Commissioner is hereby authorized to charge Deposit Account 502117, Motorola, Inc, with any fees which may be required in the prosecution of this application.

Respectfully submitted,

January 12, 2006

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